



ATTORNEY DOCKET NO. 28954.2009

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No.: 4672

Jacques CAMERINI et al.

Group Art Unit: 2142

Serial No.: 09/973,068

Examiner: Benjamin A. Ailes

Filed: October 10, 2001

For: METHOD OF CONFIGURING AN AUTOMATION
MODULE ON A TCP/IP NETWORK

REQUEST FOR RECONSIDERATION AND ENTRY OF
AMENDMENT UNDER 37 CFR 1.116

Commissioner of Patents
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

On September 30, 2005, Applicants timely filed an Amendment Under 37 CFR 1.116 as well as a Petition for Extension of Time (one month) in the above-identified application. The PTO mailed an Advisory Action on October 20, 2005, which refused entry of the aforementioned Amendment Under 37 CFR 1.116 on the basis that "...applicant has raised new issues in the form of new arguments. Specifically, Applicant argues on page 7 or REMARKS: nothing in the above-quoted portions of Synnestvedt discloses or suggests 'sending... a request address query...in conformance with DCHP protocol.'"

Serial No. 09/973,068

On October 24, 2005, Applicants' undersigned attorney telephoned Examiner Ailes and pointed out that Applicants' Amendment Under 37 CFR 1.116, pages 5 and 6, merely quoted the exact portions of the Synnrestvedt reference which had been cited in the Office Action, and pointed out that nothing in those cited and quoted portions of the reference disclosed the portion of Applicants' claim language referenced in the Office Action. Applicants' undersigned attorney stated Applicants' position, pointing out that this erroneous aspect of the Office Action did not raise a new issue, rather, any such issue had already been raised by the Office Action itself.

It is Applicants' attorney's understanding that after the aforementioned telephone discussion, Examiner Ailes consulted with one or more other USPTO personnel, then telephoned Applicants' undersigned attorney and requested that this Request for Reconsideration be filed to formally initiate such reconsideration and likely entry of the previously filed Amendment Under 37 CFR 1.116. Applicants and their undersigned attorney appreciate Examiner Ailes' prompt and objective handling of this matter and respectfully request reconsideration and entry of the Amendment Under 37 CFR 1.116 filed September 30, 2005.

Respectfully submitted,

STEPTOE & JOHNSON

A handwritten signature in black ink, appearing to read "Roger W. Parkhurst", with a stylized flourish at the end.

Roger W. Parkhurst,
Reg. No. 25,177

Date: October 25, 2005
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